

# UNITED STATES DISTRICT COURT

for the

Southern District of New York

United States of America

v.

MIGUEL BENITEZ

Date of Original Judgment: 10/30/2008

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

Case No: 1:06CR1156-02 (LAP)

USM No: 84747-054

Elisabeth Shane

Defendant's Attorney

## ORDER REGARDING MOTION FOR SENTENCE REDUCTION PURSUANT TO FIRST STEP ACT AND 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 210 months is reduced to Time Served Plus 2 Weeks.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 10/30/2008 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 08/11/2020

  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Loretta A. Preska, Senior U.S.D.J.

Printed name and title